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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION**

## *In re Google Generative AI Copyright Litigation*

Master File Case No. 5:23-cv-03440-EKL-SVK  
Consolidated Case No. 5:24-cv-02531-EKL-SVK

**PLAINTIFFS' ADMINISTRATIVE MOTION  
TO CONSIDER WHETHER ANOTHER  
PARTY'S MATERIAL SHOULD BE FILED  
UNDER SEAL RE PLAINTIFFS' MOTION TO  
AMEND CASE SCHEDULE**

Civil L.R. 7-11

Judge: Hon. Eumi K. Lee

Pursuant to Civil Local Rules 7-11 and 79-5, Plaintiffs hereby move the Court to consider whether Plaintiffs' Motion to Amend Case Schedule and supporting declarations should be filed under seal. Google contends the documents sought to be filed under seal contain information designated HIGHLY CONFIDENTIAL – ATTORNEYS' EYES ONLY under the Protective Order entered by this Court.

In the Ninth Circuit, when a party seeks to seal portions of a nondispositive motion, a "good cause" standard is applied. *Foltz v. State Farm Mut. Auto. Ins. Co.*, 331 F.3d 1122, 1135 (9th Cir. 2003). Good cause exists if a district court grants a protective order to seal documents because "it already has determined that 'good cause' exists to protect this information from being disclosed to the public by balancing the needs for discovery against the need for confidentiality." *Kamakana v. City & Cnty. of Honolulu*, 447 F.3d 1172, 1180 (9th Cir. 2006) (internal cite omitted). The party seeking to seal bears the burden of showing compelling reasons apply. *See id.* at 1178.

In addition, Civil Local Rule 79-5(f) requires that when the "Filing Party seeks to seal because that document has been designated as confidential by another party, [ ] ('Designating Party')," the Filing Party must file an "Administrative Motion to Consider Whether Another Party's Material Should Be Sealed." In the motion the Filing Party "must identify each document or portions thereof for which sealing is sought, but the Filing Party need not satisfy the showing required in subsection [79-5(f)] (c)(1)." *Id.* Within 7 days of the motion being filed, "the Designating Party must file a statement and/or declaration as described in subsection [79-5(f)] (c)(1)." *Id.*

Specifically, the material subject to the administrative motion includes the following:

<b>Redacted Portion</b>	<b>Description of Information</b>
Pages 1:12, 2:10, 5:5, 5:12–13, 5:15, 5:16, 5:18, 5:19, 5:23, 5:25–26, 8:19, 8:20 of Plaintiffs' Notice of Motion and Motion to Amend Case Schedule ("Motion")	Information Google contends is HIGHLY CONFIDENTIAL – ATTORNEYS' EYES ONLY under the Protective Order.
Pages 1:24, 1:26–27, 2:4, 2:8, 2:9, 2:18, 2:20, 2:28, 3:6 of the Declaration Stephen J. Teti ("Teti Declaration")	Information Google contends is HIGHLY CONFIDENTIAL – ATTORNEYS' EYES ONLY under the Protective Order.
Pages 3:7, 3:9, 5:21–22, 5:28, 5:24–27, 6:1–2, 6:3–4, 6:6–7, 6:8–9 of Exhibit 1, the Declaration of Meredith "Merry" McCarron ("McCarron Declaration")	Information Google contends is HIGHLY CONFIDENTIAL – ATTORNEYS' EYES ONLY under the Protective Order.

1 Plaintiffs seek to file under seal portions of the Motion, Teti Declaration, and McCarron Declaration  
 2 that quote or summarize portions of materials designated by Google as “Highly Confidential—Attorney’s  
 3 Eyes Only.” In compliance with their Protective Order obligations and the Civil Local Rules of this District,  
 4 Plaintiffs are submitting under seal, along with this Administrative Motion, an unredacted copy of the  
 5 document referenced in the table above pursuant to Civil Local Rule 79-5(d). Plaintiffs understand that  
 6 Google, as the Designating Party, will submit a statement or declaration under Civil Local Rule 79-5(f)(3)  
 7 stating the reasons for keeping the identified material under seal within seven (7) days of this motion.  
 8 Plaintiffs reserve the right to challenge Google’s sealing request but, as conveyed to Google, do not intend  
 9 to oppose sealing for this dispute.

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 11 Dated: September 12, 2025  
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13 By: /s/ Lesley E. Weaver  
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ADMIN. MOT. TO CONSIDER WHETHER ANOTHER  
 PARTY’S MATERIAL SHOULD BE FILED UNDER  
 SEAL

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14     *Additional Counsel for Individual and Representative Plaintiffs and the Proposed Class*

1                   **ATTESTATION PURSUANT TO CIVIL LOCAL RULE 5-1(i)(3)**

2                   I, Lesley E. Weaver, attest that concurrence in the filing of this document has been obtained from  
3 the other signatories. I declare under penalty of perjury that the foregoing is true and correct.

4                   Executed this 12th day of September, 2025, at Oakland, California.

5                   */s/ Lesley E. Weaver*

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1                   **CERTIFICATE OF SERVICE**

2                   I, Lesley E. Weaver, hereby certify that on September 12, 2025, I electronically filed the foregoing  
3 document with the Clerk of the United States District Court for the Northern District of California using  
4 the CM/ECF system, which will send electronic notification to all counsel of record. I also caused a copy  
5 of the under seal filing to be delivered to counsel for Defendant Google LLC via electronic mail.

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8                   Lesley E. Weaver

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